LUC-463/Barclay 12-10-6-9-12-2

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IN THE UNITED STATES PECEIVED PATENT AND TRADEMARK OFFIC CENTRAL FAX CENTER AUG 0 7 2009

Examiner

Art Unit:

Patent Application

Inventor(s):

Deborah L. Barclay et al.

Case No.:

LUC-463/Barclay 12-10-6-9-12-2

Serial No.:

10/768.431

Filing Date:

01/30/2004

Title:

DETERMINATION TO REQUEST MOBILE STATION POSITION

THROUGH EMPLOYMENT OF CALL CHARACTERISTICS

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on August 7, 2009.

Carmen B. Patti

COMMISSIONER FOR PATENTS

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Dear Sir:

Notice of Appeal

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner. Payment of the fee for this Notice of Appeal is being made by credit card. Form PTO-2038 is attached. I am an attorney of record and/or attorney acting under 37 CFR 1.34.

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Dated: August 7, 2009

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